

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Leban Ahmed,

Civil No. 06-1501 JRT/SRN

Petitioner,

v.

ORDER

Scott Baniecke, Field Director,
B.I.C.E.,

Respondent.

Katherine Menendez, **OFFICE OF THE FEDERAL DEFENDER**,
300 South Fourth Street, Suite 107, Minneapolis, MN 55415 for
petitioner.

James E. Lackner and Joan D. Humes, **OFFICE OF THE UNITED
STATES ATTORNEY**, 300 South Fourth Street, Suite 600,
Minneapolis, MN 55415 for respondent.

The above-entitled matter comes before the Court upon the Report and
Recommendation (Docket No. 4) of United States Magistrate Judge Susan Richard
Nelson dated May 17, 2006. The parties have expressly waived their right to
object to the Report and Recommendation. Based upon the Report and
Recommendation of the Magistrate Judge and all of the files and records herein,

IT IS HEREBY ORDERED that:

1. The Petition for Writ of Habeas Corpus (Doc. No. 1) is **DENIED as
moot.**

DATED: August 7, 2006
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge